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E-Filed on 3/13/07

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Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS,
LLC,

USA CAPITAL DIVERSIFIED TRUST
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED
FUND, LLC,

USA SECURITIES, LLC, Debtors.

Affects:

- × All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

MOTION FOR ORDER REQUIRING MEIER & FINE, LLC TO PRODUCE ONE OR MORE CORPORATE REPRESENTATIVES FOR EXAMINATION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004

[No hearing required]

Pursuant to Federal Rule of Bankruptcy Procedure 2004, the USACM Liquidating Trust (the "Movant") hereby moves this Court for an order requiring Meier & Fine, LLC ("Meier & Fine") to produce one or more corporate representatives, as set forth in subpoenas issued under Federal Rule of Bankruptcy Procedure 9016, to appear for

1 examination at the law office of Lewis and Roca, LLP, 3993 Howard Hughes Parkway,
2 Suite 600, Las Vegas, Nevada 89169, on a business day no earlier than ten (10) business
3 days after the filing of this Motion and no later than April 30, 2007, or at such other
4 mutually agreeable location, date, and time, and continuing from day to day thereafter
5 until completed.

6 This Motion is further explained in the following Memorandum.

7 Memorandum

8
9 The Movant seeks information concerning legal services performed by Meier &
10 Fine on behalf of USACM, the other debtors in the above-captioned cases (together with
11 USACM, the "Debtors"), and the Debtors' affiliates, subsidiaries, parents, or otherwise
12 related entities. The Movant seeks this information to assist in the collection of the assets
13 and the investigation of the liabilities of the Debtors.

14 The requested discovery from Meier & Fine is well within the scope of examination
15 permitted under Bankruptcy Rule 2004, which includes:

16 [t]he acts, conduct, or property or . . . the liabilities and financial condition
17 of the debtor, or . . . any matter which may affect the administration of the
18 debtor's estate, or to the debtor's right to a discharge. In a . . .
19 reorganization case under chapter 11 of the Code, . . . the examination may
20 also relate to the operation of any business and the desirability of its
21 continuance, the source of any money or property acquired or to be acquired
22 by the debtor for purposes of consummating a plan and the consideration
23 given or offered therefore, and any other matter relevant to the case or to the
24 formulation of a plan.¹

25 Conclusion

26 Accordingly, the Movant requests that this Court enter the form of order submitted
with this Motion.

¹ FED.R. BANKR. P. 2004(b).

LEWIS
AND
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LAWYERS

Dated: March 13, 2007.

LEWIS AND ROCA LLP

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